



Patent Docket P1765R1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of Gerritsen et al. Serial No.: 09/613,972 Filed: July 11, 2000 For: PROMOTION OR INHIBITION OF ANGIOGENESIS AND CARDIOVASCULARIZATION BY TUMOR NECROSIS FACTOR LIGAND/RECEPTOR HOMOLOGS	Group Art Unit: 1642 Examiner: K. Canella Confirmation No. 1529 CERTIFICATE OF EXPRESS MAILING Express Mail Number: <u>EL 889343346 US</u> I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Assistant Commissioner of Patents, Washington, D.C. 20231." June 19, 2002 Mona Beltran
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**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
PURSUANT TO 37 CFR § 1.181(a) and MPEP § 711.03**

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

A Notice of Abandonment was mailed on June 4, 2002 by the Patent and Trademark Office for the above-referenced application. The Notice of Abandonment indicates that this application became abandoned due to Applicants' failure to timely file a response to the Office Action mailed on September 14, 2001. The Notice of Abandonment indicates that no response was received by the Office.

The Office is respectfully requested to withdraw the holding of abandonment for the reason that a response to the September 14, 2001 office action was timely filed by the undersigned attorney of record for Applicants. Namely, on November 6, 2001, Applicants filed a Response to Notice to Comply, Petition and Fee For Extension of Time Under 37 CFR §1.136(a), Sequence Listing and Diskette, Certificate re Sequence Listing and Fees for \$110.00. Copies of all these documents filed on November 6, 2001 are enclosed herewith. The Response papers responded fully to the Office Action dated September 14, 2001.

The return postcard (copy attached) for the mailing that contained all of these documents shows a date stamp of November 7,

2001 indicating receipt of the above-referenced documents in the Patent and Trademark Office on that date.

In view of the foregoing, it is submitted that an appropriate response to the Office Action mailed September 14, 2001 was timely filed. The Office is respectfully requested to withdraw the holding of abandonment and enter the Response filed by Applicants on November 6, 2001.

Applicants believe that no fee should be assessed because there has been no failure on Applicants' part to timely file a response. In the unlikely event, however, that fees are due, Applicants hereby authorize the Commissioner to deduct fees from our Deposit Account 07-0630 necessary to maintain the pendency of this application.

Respectfully submitted,
GENENTECH, INC.

Date: June 19, 2002

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